FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 383 OF 2007

Office notes, office Memoranda of appearances, Court's orders or directions & Registrar's orders.	: Coram, : : : :	Court's or Judge's Orders .

Mr. N. N. Gawankar with Arfan Sait for petitioner

Mr. D. S. Mhaispurkar, APP

CORAM: SMT. RANJANA DESAI &
D. B. BHOSALE, JJ.
DATED:-5/4/2007

P.C.:-

We have heard the learned counsel for the petitioner and learned APP.

The prayer of the petitioner in this petition is that respondent 2 may be directed to grant 184 days of ordinary remission on account of his illegal transfer from Paithan Open Prison to Yerawada Central Prison.

Mr. Mhaispurkar, learned APP says that in Criminal Writ Petition No. 1477 of 2006 this court had directed the State to consider the petitioner's claim of remission. The learned APP

says that pursuant to this order, the State has considered the petitioner's case and has granted remission to him.

Mr. Gawankar learned counsel for the petitioner says that, if that is so, the petitioner ought to have been released by now.

The learned APP say that the Superintendent, Paithan Open Prison, will consider whether the petitioner is entitle to be so released. The statement is recorded and accepted.

Petition is disposed of.

We have expressed no opinion on the merits of the case.

JUDGE.

JUDGE.